



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Confirmation No.: 4286

OSHIDA et al.

Art Unit: 3618

Application No.: 10/671,560

Examiner: Vanaman, Frank B.

Filed: September 29, 2003

Attorney Dkt. No.: 107355-00090

For: HYBRID VEHICLE AND METHOD FOR CONTROLLING THE SAME

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: September 28, 2005

Sir:


In response to the Office Action dated August 29, 2005, Applicants hereby provisionally elect claims 1-9 of Species I, directed to Figs. 1-3.

This election is made **without traverse**. Consideration and allowance of all pending claims, are respectfully requested.

Applicants respectfully submit that claims 1 and 6 are generic to all species. Accordingly, Applicants, upon the allowance of generic claims 1 and 6, retain the right to request rejoinder of the claims directed to the non-elected species as provided by 37 C.F.R. § 1.141. Furthermore, Applicants reserve the right to file one or more divisional applications directed to the non-elected claims.

Please charge any fee deficiency or credit any overpayment with respect to this paper to Deposit Account No. 01-2300, referencing docket number 107355-00090.

Respectfully submitted,



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